IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 542 of 2003 (M/B)

M/s Goala Industries Private Limited,
Village- Anandpur, Tehsil – Kichha,
District Udham Singh Nagar
through its Director
Mr. Rajeev Kumar Agarwal ..... Petitioner

Versus

1. State Bank of India, Branch Manager,
   Rudrapur, District Udham Singh Nagar.
2. Debt Recovery Tribunal
   through its Presiding Officer,
   Nawal Kishore Road, Lucknow
   U.P. ..... Respondents

Sri S. Dhulia, Senior Advocate with Miss Pooja Banga, Advocate for the petitioner.
None for the respondents.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Sri S.Dhulia, Senior Advocate with Miss Pooja Banga, the learned counsel for the petitioner.

None for the respondents.

2. Sri Dhulia, the learned Senior Counsel for the petitioner, in view of the dictum of the apex Court in the case of Mardia Chemicals Ltd. and others Vs. Union of India and others reported in (2004) 4 SCC 311, seeks permission to withdraw the petition with the liberty of working out other remedy which may be available to the petitioner under the relevant provisions of law.

4. Permission granted.

5. With the above liberty, the writ petition is dismissed as withdrawn.

(Prafulla C. Pant, J.) 08.06.2006

(Rajeev Gupta, C. J.) 08.06.2006

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